

# In The United States Court of Federal Claims

No. 09-370 C

(Filed: February 16, 2010)

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NATHANIEL WAYNE GAY,

Plaintiff,

v.

THE UNITED STATES,

Defendant.

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## **ORDER**

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On January 11, 2010, the court issued an order scheduling oral argument on defendant's motion to dismiss for February 18, 2010. After further review of the briefs, the court deems argument on defendant's motion unnecessary. Argument is hereby canceled.

**IT IS SO ORDERED.**

s/ Francis M. Allegra

Francis M. Allegra

Judge